

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

MARK DAPOLLONE, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BENEFICIAL BANCORP, INC., FRANK A.
FARNESI, EDWARD G. BOEHNE, KAREN
DOUGHERTY BUCHHOLZ, MICHAEL J.
DONAHUE, DONALD F. GAYHARDT, JR.,
ELIZABETH H. GEMMILL, THOMAS J.
LEWIS, and ROY D. YATES,

Defendants

Case No.: 1:18-cv-09395-PGG

NOTICE OF VOLUNTARY DISMISSAL

Notice is hereby given that pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff voluntary dismisses with prejudice as to Plaintiff and without prejudice as to the putative class the above-titled action against Defendants as moot. Because this dismissal is being filed with the Court before service by Defendants of either an answer or a motion for summary judgement, Plaintiff's dismissal of the Action is effective upon the filing of this notice.

DATED: January 4, 2019

MONTEVERDE & ASSOCIATES PC

/s/ Juan E. Monteverde

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